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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

V.

CODY SWAIN.

Defendant.

Case No. 2:19-cr-00044-APG-VCF

**STIPULATION TO CONTINUE
REVOCATION HEARING
(First Request)**

IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson, United States Attorney, and Supriya Prasad, Assistant United States Attorney, counsel for the United States of America, and Rene L. Valladares, Federal Public Defender, and Rick Mula, Assistant Federal Public Defender, counsel for Cody Swain, that the Revocation Hearing currently scheduled on January 31, 2024, be vacated and continued to a date and time convenient to the Court, but no sooner than sixty (60) days.

This Stipulation is entered into for the following reasons:

1. Counsel for the defendant requires additional time to review the discovery and attempt to negotiate a resolution of this matter.

2. Counsel for the defendant plans to be out of the district on the date currently scheduled for the revocation hearing.

1 3. Mr. Swain is incarcerated and does not object to a continuance.

2 4. Additionally, denial of this request for continuance could result in a
3 miscarriage of justice.

4 This is the first request for a continuance of the revocation hearing.

5 DATED this 23rd day of January, 2024.

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7 RENE L. VALLADARES
Federal Public Defender

JASON M. FRIERSON
United States Attorney

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10 By /s/ Rick Mula
RICK MULA
Assistant Federal Public Defender

11 By /s/ Supriya Prasad
SUPRIYA PRASAD
Assistant United States Attorney

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,
Plaintiff,
v.
CODY SWAIN,
Defendant.

Case No. 2:19-cr-00044-APG-VCF

ORDER

V.
CODY SWAIN,
Defendant.

IT IS THEREFORE ORDERED that the revocation hearing currently scheduled for January 31, 2024 at 1:30 p.m., be vacated and continued to March 19, 2024 at the hour of 9:30 a.m. in Courtroom 6C.

DATED this 24th day of January, 2024.

UNITED STATES DISTRICT JUDGE